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March 25, 2014

National Freedom of Information Officer
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW (2822T)
Washington, D.C. 20460

Dear Freedom of Information Officer:

The Environmental Integrity Project (EIP) is requesting, pursuant to the Freedom of Information Act (FOIA), the following records related to the BP Amoco Clean Air Act Settlement, Civil No. 2:96 CV 095 RL (BP Settlement):

- 1) The original Appendix A to the BP Settlement;
- 2) The update to Appendix A, submitted to EPA within 90 days of lodging of the BP Settlement pursuant to paragraph 15.G.ii to the BP Settlement;
- 3) Each "Annual Heater and Boiler Update Report" to Appendix A of the BP Settlement, submitted by BP to EPA pursuant to paragraph 15.G.iii to the BP Settlement.

This request applies to agency files in any form, and also covers any non-identical duplicates of records that by reason of notation, attachment or other alteration or supplement includes any information not in the original record. This request does not exclude additional records that, though not specifically requested, are reasonably related to the subject matter of this request.

The use of the word "record" above includes but is not limited to, documents in all forms (including electronic), information, emails, faxes, letters, comments, reports, summaries of telephone conversations, handwritten notes, meeting minutes, or any other materials. EIP's request does not include documents that are currently available at <http://www2.epa.gov/enforcement/bp-amoco-clean-air-act-settlement> or elsewhere on EPA's website.

EIP requests that you respond to this request within twenty working days of the date on which the FOIA Office receives and logs the request pursuant to FOIA and EPA's regulations. 5 U.S.C. § 552(a)(6)(A)(i); 40 C.F.R. § 2.104(a).

CLAIMS OF EXEMPTION OF DISCLOSURE

If you regard any requested documents as exempt from disclosure under FOIA, EIP asks that you please exercise your discretion to disclose them. After careful review for the purpose of determining whether any of the information is exempt from disclosure, please provide any

reasonably non-exempt portions of exempt records and communications, as required by FOIA. 5 U.S.C. § 522(b).

Rather than waiting until all requested records and communications have been assembled for the time period requested, EIP asks that you disclose this information as it becomes available to you. Should you elect to invoke an exemption to FOIA, please provide the required full or partial denial letter and sufficient information to appeal the denial.

In accordance with the minimum requirements and regulations of your due process, this information should include:

- 1) Basic factual material, including the author, origin, date, length, and address of withheld items; and
- 2) Explanations and justifications for denial, including identification of the exemption applicable to the withheld information or portions of the information found to be subject to exemption, and how each exemption applies to the material withheld.

FEE WAIVER REQUEST

EIP requests a fee waiver pursuant to 5 U.S.C § 552(a)(4)(A)(iii) and 40 C.F.R. § 2.107(l). EIP is a non-profit, non-partisan corporation that seeks to improve the enforcement of environmental laws like the Clean Air Act. EIP is seeking the requested records to improve public knowledge about the final outcome and requirements of the Clean Air Act settlement entered into between EPA and BP. EIP is not requesting this information for commercial purposes.

INSTRUCTIONS FOR RECORD DELIVERY

Please provide the requested records as you collect and review them at the address provided below. To the extent that the requested records are available in a readily accessible electronic format, we would prefer to receive the documents electronically, either by email or on a CD. If electronic copies are unavailable, we will accept paper copies.

Sparsh Khandeshi
Attorney
Environmental Integrity Project
One Thomas Circle, NW, Suite 900
Washington, DC 20005

In the event that you have any questions concerning the type of materials we are interested in receiving, please contact Sparsh Khandeshi by email or by telephone at 202-263-4446.

Thank you for your assistance in this matter.

Sincerely,
Sparsh Khandeshi
Attorney

Environmental Integrity Project